



## UST and SAF Bulletin

### Arizona Department of Environmental Quality

**Subject: A.R.S. § 49-1054 (E)**

**Effective: 01/13/2003**

**Supersedes:**

**Item: 03-02**

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#### **TYPE**

SAF Insurance Disclosure

#### **BACKGROUND**

A.R.S. § 49-1054 (E)

An owner or operator shall not receive payment from the department until the owner or operator has submitted certification to the department that the owner or operator has submitted a claim against any applicable insurance coverage and has certified to the department the amount of any benefits or reimbursement that the owner or operator has received or will receive from any insurance coverage that might apply to the costs for the corrective action. The owner or operator is eligible for payment from the department to the extent that the corrective action costs have not been and will not be reimbursed by insurance and within the coverage limits prescribed by (A.R.S. § 49-1054). An owner or operator shall report to the department whether it has insurance coverage available and shall comply with all applicable financial responsibility requirements. The department may compel the production of documents to determine the existence, amount and type of coverage available.

#### **CONTENT**

In order to comply with A.R.S. § 49-1054 (E) the Arizona Department of Environmental Quality (ADEQ) may be requesting information concerning whether an insurance policy may cover some or all of the costs of corrective action on a release that is the subject of a State Assurance Fund (SAF) application.

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